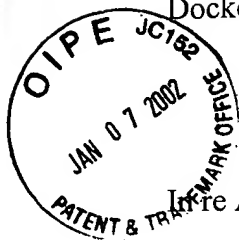


Docket No.: C10690/112483



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of :

Berend HOUWEN, *et al.*

Serial No.: 09/388,899

Filed: September 2, 1999

For: **METHOD FOR CLASSIFYING AND
COUNTING LEUKOCYTES**

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) Examiner: G. Gabel
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) Art Unit: 1641
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New York, New York
October 31, 2001

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Commissioner of Patents
Washington, D.C. 20231

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the July 31, 2001 decision of the Primary Examiner finally rejecting claims 1-11. The Office Action set a three-month shortened statutory period for response. Accordingly, this NOTICE OF APPEAL is filed timely upon mailing, with an executed certificate of mailing, on or before October 31, 2001. 37 CFR §§ 1.8, and 1.136.

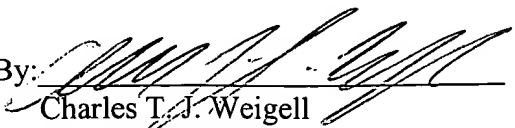
A check in the amount of \$310.00 for the Appeal Fee is enclosed. If our check is missing or otherwise insufficient, or if any additional fees are required, for example, for lodging this appeal or for filing the Appeal Brief, not otherwise paid by check, the Commissioner is

01/08/2002 CNGUYEN 00000072 024467 09388899

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authorized to charge (or credit any overpayment) to Deposit Account No. 02-4467. A duplicate copy of this sheet is enclosed.

By:


Charles T. J. Weigell

Reg. No. 43,398

BRYAN CAVE LLP

245 Park Avenue

New York, NY 10167

Tel. No.: (212) 692-1898

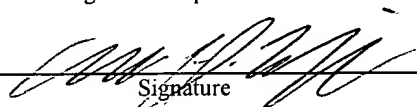
Fax No.: (212) 692-1900

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope with sufficient postage addressed to: Commissioner for Patents, Washington, D.C. 20231, on October 31, 2001

(Date of Deposit)

Charles T. J. Weigell

Name of applicant, assignee, or
Registered Representative


Signature

October 31, 2001

Date of Signature